IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 86/2006.

Shri Mario Cotta Pereira,
c/o. Kurtarkar Real Estate,
322, Kurtarkar Towers,
Malbhat, Margao, Goa. ..... Petitioner.

V/s.

1) Gorakshwadi Shantinagar Gram
Vikas Samittee, represented by
Convenor, Shri Vinayak Narvekar &
Shrikant Audi, Aquem Baixo,
Navelim, Salcete.

2) Administrative Tribunal of Goa,
at Panaji, Goa. ..... Respondents.

Mr. S. D. Lotlikar, Senior Advocate with Ms. S. Rao, Advocate for the petitioner.

Mr. V. R. Tamba, Advocate for respondent No.1.

CORAM : A.P. LAVANDE, J.

DATE : 21ST APRIL, 2006.

ORAL JUDGMENT :

Heard Mr. Lotlikar, learned Senior Counsel for the petitioner and Mr. Tamba, learned Counsel for respondent No.1. Respondent No.2 though served, is absent. Rule. By consent, heard forthwith.

2. Although several reliefs have been claimed in this petition, Mr. Lotlikar, learned Senior Counsel submits that Misc. Application No.335/04/Stay filed in Land Revenue Appeal No.205/04 before the Administrative Tribunal by respondent No.1 has not been decided in which an ex parte stay has been granted on 8.11.2004, thereby causing serious prejudice to the petitioner. The grievance made by Mr. Lotlikar has merit. Therefore, the learned President of Administrative Tribunal, Goa is directed to decide Misc. Application No.335/04/Stay in Land Revenue Appeal No.205/2004 expeditiously and in any case before 30th June, 2006. It is made clear that I have not made any observation on the merits of the case. The parties to appear before the Administrative Tribunal, Goa on 5th May, 2006 at 10.00 a.m. for further directions. Rule is made absolute in the aforesaid terms. No order as to costs.

A.P. LAVANDE, J.

ssm.